

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
FOURTH JUDICIAL DISTRICT AT FAIRBANKS

In the Matter of the Application)	
For the Post Conviction Relief of:)	
)	
ABRAHAM E. HENRY,)	
Applicant)	Court of Appeals No. A-13145
_____)	Trial Court Case No. 4FA-12-1224 CI

ORDER FOLLOWING REPRESENTATION HEARING

This case was remanded to the trial court to determine whether Mr. Henry has good cause for a change in appellate counsel. A representation hearing was held on May 12, 2020. Mr. Henry, Ms. Kamm, and Mr. Stinson, Director of the Office of Public Advocacy, were present by telephone.

Ms. Kamm reported that she filed her opening brief in A-13145 on May 7, 2020. While Mr. Henry expressed his dissatisfaction with the delay, he indicated that he was willing to remain represented by Ms. Kamm.

The hearing ended abruptly when Mr. Henry either hung up or was disconnected. After Mr. Henry was disconnected, Ms. Kamm advised the court that she does not anticipate further briefing delays as her health has improved.

Because it was unclear that Mr. Henry's disconnection from the call was voluntary, Mr. Henry was given until May 26, 2020 to request a further hearing if he wished to make a further statement to the court. Mr. Henry was advised that, if no hearing request was received, this court would advise the court of appeals that Ms. Kamm will continue to represent Mr. Henry in this matter. Mr. Henry did not request a further hearing.

Ms. Kamm reports that the opening briefing in A-13145 was filed on May 7, 2020. She sees no reason for further delays due to her health as she presently has a good health prognosis.

Mr. Stinson pointed out that assigning a new attorney to Mr. Henry at this point would cause further delay. Based on the representations made at the hearing, this court finds that Mr. Henry has agreed that Ms. Kamm should remain assigned to his case. Good cause does not currently exist to require Ms. Kamm to withdraw from representing Mr. Henry in this matter.

Dated this 27th day of May, 2020 at Fairbanks, Alaska.


Paul R. Lyle
Superior Court Judge

I certify that on 5/27/2020
copies of this form were sent to:
Clerk of Appellate Court, DA,
Clerk: Kamm, OPA-J Stinson,
A. Henry.

(BP)